

# **Briefing Notification to County Manager**



Prepared by the Planning & Development Department

Case #/Title: TA2012032 – Fees Licensing Time Frames

**TA2012029 – Fees Zoning Ordinance** 

TA2012030 – Fees Local Additions and Addenda

**Supervisor Districts:** All Districts

## **Background:**

A new ordinance, TA2012028, is applicable to all county regulatory departments, establishing licensing time frames fees in compliance with ARS 11-1601 through 11-1610 is scheduled for adoption by the BOS at their 12/12/12/ public hearing to take effect 12/31/12. This ordinance is a requirement to comply with the requirements of SB 1598.

#### Overview:

There are three related items that will be processed according to the County's Enhanced Regulatory Outreach Program - a new general ordinance, a text amendment to the zoning ordinance, and a text amendment to the construction safety codes – all adopting new fees.

**TA2012032 – Fees Licensing Time Frames** – companion to TA2012028, the new ordinance that established licensing time frames in compliance with ARS 11-1601 through 11-1610. TA2012032 is a new ordinance that will adopt new fees related to the licensing time frames. (These fees subject of TA2012032 are the future fees referenced in TA2012028 as Exhibit B of the Licensing Time Frames Ordinance: "Exhibit B – Fees. Fees will be adopted by separate ordinance to be adopted by the Maricopa County Board of Supervisors.") The ordinance is applicable to all county regulatory departments. Scheduled for initiation at the 12/20/12 Planning & Zoning Commission meeting and then for recommendation at the 1/24/13 Planning & Zoning Commission hearing and the 2/20/13 BOS public hearing for adoption to take immediate effect.

#### Proposed fees:

- \$350 mandatory pre-application meeting fee for non-residential projects
- \$150 mandatory pre-application meeting fee for residential projects subject to a violation
- \$50 optional pre-application meeting fee for residential projects not subject to a violation
- \$50 fee for a change to an application for a license in progress
- \$50 fee for an application to be added to an application for a license in progress

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Also two companion text amendments to respectively incorporate the adopted fees into the Maricopa County Zoning Ordinance and the Maricopa County Local Additions & Addenda (construction safety codes)

**TA2012029 – Fees Zoning Ordinance** - Incorporate new fees to be adopted by TA2012032 into the Maricopa County Zoning Ordinance. This amendment must run concurrently with or follow TA2012032. Proposed TA2012029 language:

#### **SECTION 1602. FEES**

**Article 1602.1. FEES:** The following fees shall be charged with no provision

for refund:

Pre-application meeting fee \$100 \$350

Article 1604.1. APPLICATION FEES FOR VARIANCE: The following fees shall be

charged for the filing of an application for any Variance to the regulations of this Ordinance with no provision for refund:

Pre-application meeting fee,

Non-Residential \$350

Residential with an open violation \$150 Residential \* \$50

**TA2012030 – Fees** - Incorporate new fees to be adopted by TA2012032 into the Maricopa County Local Additions & Addenda. This amendment must run concurrently with or follow TA2012032. Proposed TA2012030 language:

#### **SECTION 208. FEES**

# Fees for Pre-Application Meetings and for Changes to an Application in Process:

| Mandatory Pre-Application Meeting                  | \$350  |
|--|--|
| (Non-Residential)                                  |  |
|  |  |
| Mandatory Pre-Application Meeting                  | <u>\$150                                    </u> |
| (Residential, with an open violation)              |  |
|  |  |
| Optional Pre-Application Meeting                   | <u>\$50</u>                                      |
| (Residential)                                      |  |
|  |  |
| Change to an application for a license in progress | <u>\$50</u>                                      |

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<sup>\*</sup> Residential without an open violation is optional

### **Next Steps:**

TA2012032, TA2012029 & TA2012030 will be scheduled for initiation at the 12/20/12 Commission meeting and then for recommendation at the 1/24/13 Commission hearing and the 2/20/13 BOS public hearing for adoption to take immediate effect.

The proposed language for all three items will be ready to place on the EROP website by 12/4/12 which is more than two weeks in advance of the 12/20/12 Commission meeting for formal initation. This will begin public notice to stakeholders and other interested parties.

These will need to be entered into Solar on 11/19/12 in order to be agenda items on the 12/12/12 BOS to "schedule public hearings" for the 2/20/13 BOS public hearing. There is a statutory requirement that action to adopt new fees be given a 60 day enhanced public notice. Therefore after BOS scheduling of the hearing, a legal ad must be prepared by 12/6/12 to be published running no later than 12/13/12. Also by this date, the proposed fees must all be published on the main page of the County's website (in order to fully comply with the 60 day enhanced notice required by statute).

Send any comments to <a href="mailto:darrengerard@mail.marico">darrengerard@mail.marico</a>pa.gov